

UNITED STATES DISTRICT COURT

DISTRICT OF

DELAWARE

Callaway Golf Company

EXHIBIT AND WITNESS LIST

V.

Achushnet Company

Case Number: 06-91 -SLR

PRESIDING JUDGE Sue L. Robinson					PLAINTIFF'S ATTORNEY Thomas Halkowski, Esq.	DEFENDANT'S ATTORNEY Richard Horwitz, Esq.
TRIAL DATE (S) 12/5/2007-12/7/2007, 12/10/2007- 12/13/2007					COURT REPORTER V. Gunning/B. Gaffigan	COURTROOM DEPUTY Tassone
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
	611	12/5/07		YES	Box of Golf Balls Pro V 1 (Bellis)	
	613	12/5/07		YES	Box of Golf Balls Pro V 1X (Bellis)	
	691.01	12/5/07		YES	Titleist Ad (Bellis)	
	691.39	12/5/07		YES	Titleist Ad (Bellis)	
	691.13	12/5/07		YES	Titleist Ad (Bellis)	
	1000	12/5/07		YES	Darrell Survey Report - PGA Tournament 10/99 (Bellis)	
1175		12/6/07		YES	The History of Titleist golf ball - authors unknown (Bellis- cross)	
1201		12/6/07		YES	email to Jerry Bellis from George Sine 7/20/01 (Bellis- cross)	
1164		12/6/07		NO	British newspaper ad (Bellis- cross)	
845		12/6/07	--		Not offered	
587		12/6/07		YES	Acushnet report for sales meeting 01/2001 (Bellis- cross)	
713		12/6/07		YES	"Going to Great Lengths" article (Bellis- cross)	
722		12/6/07		YES	"Inside Look: Titleist's Big Makeover" article (Bellis- cross)	
723		12/6/07		YES	Southcoasttoday.com article 02/2007 (Bellis- cross)	
1195		12/6/07		YES	Golfweek Article - Inside Look: Titleist's Big Makeover by J.Steinbreder (Bellis- cross)	
984		12/6/07		YES	The Bunker article (Bellis- cross)	
1174		12/6/07		YES	email chain 10/12/2000 (Bellis- cross)	
	1004	12/6/07		YES	U.S. Patent '655 (Morgan)	
	145.3	12/6/07		YES	Wilson Ultra Tour Balata golf ball (Morgan)	
	1030	12/6/07		YES	"Competitive Golf Ball Highlights" report (Morgan)	
	267	12/6/07		YES	U.S. Patent '568 (Morgan)	
(612)	13	12/6/07		YES	U.S. Patent '673 to Wu (Morgan) (Also referred to as PX 612)	
	830	12/6/07		YES	letter from Harris to Wu "Golf Ball Construction Effects on Phys. Properties" (Morgan)	

* Include a notation as to the location of any exhibit not held with the case file or not available because of size.

AO 187A (Rev. 7/87)

EXHIBIT AND WITNESS LIST – CONTINUATION

Calloway vs. Acushnet					CASE NO. 06-91 SLR
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS AND WITNESSES
955		12/6/07		YES	Press release - "Titleist . . . to debut at Las Vegas Int'l" (Morgan)
17		12/6/07		YES	U.S. Patent '172 to Hebert et al. (Morgan- cross)
973		12/6/07		YES	Jan. 2001 Sales Meeting slides and text (Morgan- cross)
711		12/6/07		YES	6/5/00 email from Morgan to Hebert and email chain (Morgan- cross)
568		12/6/07		YES	Email to Uihlein et al fr Morgan re The Earliest V Test (Morgan - cross)
985		12/6/07		YES	Veneer Core Srearch (Morgan - cross)
1121		12/6/07		YES	Performance Beyond Expectations (Morgan-cross)
	337	12/6/07	--		Declaration (Morgan- cross)
966		12/6/07		YES	Email from Morgan to Wally Uihlen 8/25/99 (Morgan-cross)
	461	12/6/07		YES	U.S. Patent '097 (Dalton)
	68	12/6/07		YES	1994 Competitive Ball Report (Dalton)
	1044	12/6/07		YES	Report 1993 Competitor Log (Dalton)
	1035	12/6/07		YES	Record from competitive ball database (Dalton)
	1033	12/6/07		YES	Competitive Golf Ball Highlights (Dalton)
	145.1	12/6/07		YES	Box of golf balls - Wilson Ultra Tour Balata 90(Dalton)
	145.2	12/6/07		YES	Box of golf balls - Wilson Ultra Tour Balata 90(Dalton)
	26.1	12/6/07		YES	Durometer Hardness Report (Dalton)
	87.1	12/6/07		YES	CV of Robert Statz (Statz)
(13)	9	12/7/07		YES	U.S. Patent '193 (Statz) (Also referred to as PX13.)
(603)	10	12/7/07		YES	U.S. Patent '187 (Statz) (Also referred to as PX 603.)
(599)	12	12/7/07		YES	U.S. Patent '637 (Statz) (Also referred to as PX 599.)
(3)	1	12/7/07		YES	U.S. Patent '293 (Statz) (Also referred to as PX3)
	2	12/7/07		YES	U.S. Patent ' 156 (Statz)
	3	12/7/07		YES	U.S. Patent ' 130 (Statz)

AO 187A (Rev. 7/87)

EXHIBIT AND WITNESS LIST – CONTINUATION

Calloway vs. Acushnet					CASE NO. 06-91 SLR
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS AND WITNESSES
	4	12/7/07		YES	U. S. Patent ‘ 873 (Statz)
5		12/7/07		YES	File History for Patent ‘130 (Statz)
6		12/7/07		YES	File History for Patent ‘ 156 (Statz)
7		12/7/07		YES	File History for Patent ‘293(Statz)
8	(08)	12/7/07		YES	File History for Patent ‘ 873 (Statz) (Also referred to as DX 08)
	27	12/7/07		YES	File Wrapper for Application 08/870,585 (Statz)
	28	12/7/07		YES	File History for Application 08/070,510 (Statz)
	1037	12/7/07		YES	Improved Multi-Layer Golf Ball Field of Invention (Statz)
	245	12/7/07		YES	Typical Properties for Selected Industrial Grades of Surlyn (Statz)
(15)	11	12/7/07		YES	U. S. Patent ‘751 (Statz) (Also referred to as PX 15)
804		12/7/07		YES	Standard Titled “Standard Test Method for Rubber Property (Statz)
	134	12/7/07		YES	Physical Ball Sample - Titleist Professional 90(Statz)
597		12/7/07		YES	Surlyn Ionomers for Golf Ball Covers (Statz)-cross
598		12/7/07		YES	Methods for Developing New Polymers for Golf Ball Covers (Statz)-cross
603	(10)	12/10/07		YES	U. S. Patent ‘ 187 (Statz)-cross (Also referred to as DX 10)
15	(11)	12/10/07		YES	U. S. Patent ‘ 751 (Statz)-cross (Also referred to as DX 11)
(8)	08	12/10/07		YES	File History for U. S. Patent ‘873 (Statz)-cross (Also referred to as PX 8)
612	(13)	12/10/07		YES	(Statz)- cross Wu patent U.S. Patent ‘673 (Also referred to as DX 13)
604		12/10/07		YES	U.S. Patent ‘630 (Statz)-cross
13	(9)	12/10/07		YES	U.S. Patent ‘193 (Statz) - cross (Also referred to as DX 9)
599	(12)	12/10/07		YES	U.S. Patent ‘637 (Statz) - cross (Also referred to as DX 12)
	972	12/10/07		YES	Sullivan lab notebook - 1991-92 (Sullivan)
614		12/10/07		YES	9/26/95 memo “Castable PU Covered Multi-Layered Balls” (Sullivan)
	843	12/10/07		YES	Ch. 51 “History and Construction of Non-Wound Gold Balls” (Sullivan)

AO 187A (Rev. 7/87)

EXHIBIT AND WITNESS LIST – CONTINUATION

[illegible]